

UNAPPROVED DRAFT

BOARD OF DENTISTRY

MINUTES

SPECIAL CONFERENCE COMMITTEE "A"

TIME AND PLACE: Special Conference Committee "A" convened on April 24, 2009 at 11:00 a.m., at the Department of Health Professions, Perimeter Center, 2nd Floor Conference Center, 9960 Mayland Drive, Henrico, VA 23233.

FIRST CONFERENCE 11:06 a.m.

PRESIDING: Paul N. Zimmet, D.D.S.

MEMBERS PRESENT: Augustus A. Petticolas, Jr., D.D.S.
Jacqueline G. Pace, R.D.H.

STAFF PRESENT: Alan Heaberlin, Deputy Executive Director
Gail Ross, Adjudication Specialist
Teresa Parrish, Administrative Assistant

QUORUM: All three members of the Committee were present.

**Ronald Householder,
D.D.S.
Case No.: 119063** Dr. Householder appeared with his attorney, Walter A. Peake to discuss the allegations set forth in a Notice of the Board dated January 30, 2009. The Committee received statements from Dr. Householder and Mr. Peake and discussed the allegations with them.

Closed Meeting: Dr. Petticolas moved that the Committee convene in a closed session. The motion was seconded and passed.

Reconvene: Dr. Petticolas moved to certify that only matters lawfully exempted from open meeting requirements under Virginia law were heard, discussed or considered by the Committee. The motion was seconded and passed.

**DECISION:
Case No. 119063** Ms. Ross reported that the Committee found Dr. Householder allowed staff hygienists to treat ineligible patients under general supervision, failed to obtain written consent from the hygienists and failed to have written emergency procedures.

Dr. Householder allowed non dentists to re-cement permanent crowns.

Dr. Householder failed to list the type and amount of anesthetic administered in patient treatment notes.

The sanctions reported by Ms. Ross were that Dr. Householder shall complete not less than seven (7) continuing education hours in recordkeeping and risk management and that he shall be assessed a \$3,500 monetary penalty. Dr. Petticolas moved to adopt the decision of the Committee. The motion was seconded and passed.

SECOND CONFERENCE 2:40 p.m.

PRESIDING: Paul N. Zimmet, D.D.S.

**Virginia Board of Dentistry
Special Conference Committee “A”
April 24, 2009**

MEMBERS PRESENT: Augustus A. Petticolas, Jr., D.D.S.
Jacqueline G. Pace, R.D.H.

STAFF PRESENT: Alan Heaberlin, Deputy Executive Director
Gail Ross, Adjudication Specialist
Teresa Parrish, Administrative Assistant

QUORUM: All three members of the Committee were present.

**Cindy Vu, D.D.S.
Case No.: 108476** Dr. Vu appeared with her attorney D. Alan Nunley to discuss the allegations set forth in a Notice of the Board dated February 26, 2009. The Committee received statements from Dr. Vu and Mr. Nunley and discussed the allegations with them.

Closed Meeting: Dr. Petticolas moved that the Committee convene in a closed session. The motion was seconded and passed.

Reconvene: Dr. Petticolas moved to certify that only matters lawfully exempted from open meeting requirements under Virginia law were heard, discussed or considered by the Committee. The motion was seconded and passed.

**DECISION:
Case No. 108476** Ms. Ross reported that the Committee found that following the denial of an original claim for payment to a patient’s insurance company, Dr. Vu fraudulently submitted a second claim for payment.

The sanctions reported by Ms. Ross were that Dr. Vu shall complete not less than six (6) continuing education hours in recordkeeping to include proper billing procedures. Dr. Petticolas moved to adopt the decision of the Committee. The motion was seconded and passed.

THIRD CONFERENCE 3:40 p.m.

PRESIDING: Paul N. Zimmet, D.D.S.

MEMBERS PRESENT: Augustus A. Petticolas, Jr., D.D.S.
Jacqueline G. Pace, R.D.H.

STAFF PRESENT: Alan Heaberlin, Deputy Executive Director
Gail Ross, Adjudication Specialist
Teresa Parrish, Administrative Assistant

QUORUM: All three members of the Committee were present.

**David Chapman, D.D.S.
Case No. 122493** Dr. Chapman appeared with his attorney, Kenneth C. Hirtz to discuss the allegations set forth in a Notice of the Board dated March 17, 2009. The Committee received statements from Dr. Chapman and Mr. Hirtz and discussed the allegations with them.

Closed Meeting: Dr. Petticolas moved that the Committee convene in a closed session. The motion was seconded and passed.

**Virginia Board of Dentistry
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Reconvene: Dr. Petticolas moved to certify that only matters lawfully exempted from open meeting requirements under Virginia law were heard, discussed or considered by the Committee. The motion was seconded and passed.

DECISION: Dr. Zimmet reported that the committee dismissed all allegations set forth in the Notice of Informal Conference. Dr. Petticolas moved to adopt the decision of the Committee. The motion was seconded and passed.
Case No. 122493

APPROVAL OF MINUTES: Ms. Pace moved to approve the minutes of the Special Conference Committee “A” meetings held on November 21, 2008 and January 23, 2009. The motion was seconded and passed.

ADJOURNMENT: With all business concluded, the Committee adjourned at 4:06 p.m.

Paul N. Zimmet, D.D.S., Chair

Sandra K. Reen, Executive Director

Date

Date